

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

MICHAEL R. DANZI, an individual,)	
)	
Plaintiff,)	
)	
vs.)	
)	
HIGHLAND CAPITAL)	
MANAGEMENT, L.P., a Delaware)	CASE NO. CV 3:09-00636-M
limited partnership; HIGHLAND)	
CRUSADER PARTNERS, L.P., a)	Judge: Honorable Barbara M. G. Lynn
Bermuda limited partnership;)	
HIGHLAND CREDIT STRATEGIES)	
MASTER FUND, L.P., a Bermuda)	
limited partnership; NEXBANK, SSB,)	
a Texas chartered savings bank,)	
)	
Defendants.)	

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff and Counterdefendant Michael R. Danzi ("Danzi"), Defendant Highland Capital Management, L.P. ("Highland Management"), and Defendants and Counterclaimants Highland Crusader Offshore Partners, L.P. ("Highland Crusader"), Highland Credit Strategies Master Fund, L.P. ("Highland Credit Strategies") and NexBank, SSB ("NexBank") hereby STIPULATE that all claims and counterclaims in the above-styled lawsuit should be and hereby are DISMISSED WITH PREJUDICE. Each party shall bear its own costs and attorneys' fees incurred in prosecuting and defending such claims herein.

DATED: November 2, 2009

By:



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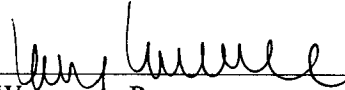
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MICHAEL R. DANZI

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AND NEXBANK, SSB

CERTIFICATE OF SERVICE

I hereby certify that all attorneys deemed to accept service of the above-referenced document electronically will be notified via the Court's CM/ECF system on the 3rd day of November, 2009.

By:

